

TAM:EP:mmz

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA)	CRIMINAL NO. 1:01-CR-321
)	
v.)	(Judge Kane)
)	
ANTHONY ALSTON)	(Electronically filed)

MOTION TO DISMISS PURSUANT TO RULE 48(a)

AND NOW this 21st day of April 2006, comes Thomas A. Marino, United States Attorney for the Middle District of Pennsylvania, by Eric Pfisterer, Assistant United States Attorney, and moves this Honorable Court to dismiss the indictment in the above-captioned case without prejudice pursuant to Rule 48(a) of the Rules of Criminal Procedure.

Respectfully submitted,

THOMAS A. MARINO
UNITED STATES ATTORNEY

/s/ ERIC PFISTERER

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion to be competent to serve papers.

That this 21st day of April 2006, she served a copy of the attached

MOTION TO DISMISS PURSUANT TO RULE 48(a)

by electronic means by sending a copy to each of the e-mail addresses stated below:

ADDRESSEE(S):

Lori Ulrich, Esquire
pamd-fpd.hbg@verizon.net

/s/ Mary Zerance

Mary Zerance
Legal Assistant